

**May 2, 2016**  
**Springfield, Missouri**

The City Council met in regular session May 2, 2016 in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Bob Stephens. A moment of silence was observed.

**Roll Call**

Present: Kristi Fulnecky, Mike Schilling, Justin Burnett, Craig Fishel, Ken McClure, Jan Fisk, Craig Hosmer, and Bob Stephens. Absent: Phyllis Ferguson.

**Minutes**

There being no additions, deletions or corrections, the minutes of April 18, 2016 and April 26, 2016 were approved as presented.

**Consent Agenda**

The Consent Agenda was finalized and approved as presented.

**CEREMONIAL MATTERS**

**City Managers report and responses to questions raised at the previous City Council meeting:**

Greg Burris, City Manager, responded all questions had been answered. Mr. Burris noted Paul Williams, Chief of Police had provided the April 2016 Springfield Police Department Staffing Statics and the Quarterly Public Safety report for the first quarter 2016. Mr. Burris provided a reminder Convoy of Hope Springfield, a co-sponsored event by Convoy and the City of Springfield will take place at 10 am Saturday, May 7 at the Ozark Empire Fair E-Plex. More than 10,000 individuals are expected to receive no-cost medical care, haircuts, groceries, family portraits, food and more. The day will also include about nine Community Betterment Projects organized in neighborhoods throughout Zone 1. Many local churches have signed up to assist with these activities. He noted the weekend actually kicks off Friday night at 7 pm with a volunteer rally. Mr. Burris noted many of the Councilmembers have signed up to volunteer to greet guests of honor or hand out groceries. Mr. Burris added, several City departments are involved in the planning and staging of this event, including Missouri Job Center, Springfield-Greene County Health Department, City Manager's Office and the Department of Public Information. He also noted it's not too late to volunteer and those interested can register online at [convoyofhope.org/springfield](http://convoyofhope.org/springfield).

Mr. Burris noted for the month of March, the Springfield Metropolitan Service Area (MSA) reported an unemployment rate of 4.2%, the same as the previous month and down 0.8 from March 2015. The number of jobs in the metro area rose, resulting in 3.5% growth, and our labor force also increased 2.7% over this time last year. The Springfield MSA has gained over 7,700 jobs while the overall labor force has added almost 6,200 workers since March 2015.

Mr. Burris noted tomorrow marks the second year for Give Ozarks, a 24-online fundraising opportunity for the Community Foundation of the Ozarks' nonprofit partners. About 225 projects from agencies in 70 communities will be open at [giveozarks.org](http://giveozarks.org) from midnight to midnight on Tuesday, May 3, for donors to make secure, tax-deductible online donations. Mr. Burris added there are several worthy causes, including City-related projects to restore the "French Fries" sculpture at the Springfield Art Museum and build a Clock Tower Sculpture in the

Route 66 Corridor near our Birthplace of Route 66 Roadside Park.

Mr. Burris noted the City would like to thank Nathan P. Murphy's for hosting an evening of blues and jazz music tomorrow evening, with proceeds benefitting the Route 66 Fund.

Mr. Burris congratulated all of those recognized last week at the 16th annual Choosing Environmental Excellence Awards banquet. This awards program is organized by the City's Department of Environmental Services and brings together local environmental/conservation agencies and organizations to recognize those who have made special contributions toward their respective missions.

Mr. Burris stated, "While it is with mixed emotions, I extend congratulations, I wanted to say a few things about Judge Becky Borthwick, who was appointed by the Governor last week as the new associate circuit court judge for Greene County. Judge Borthwick has been such a great influence on our community. While handling her caseload at the Springfield Municipal Court, she took the initiative to bring partners together to create Springfield's first Homeless Court. As her recent statewide Women's Justice Award from Missouri Lawyers Weekly attests, Judge Borthwick is a top-notch professional of great character and a burning desire to lift up her community."

Mayor Pro Tem McClure asked if there had been any negative feedback regarding the recent Color Run. Mr. Burris responded there were some complaints pertaining to minor delays, however; overall there were not any significant complaints.

Councilwoman Fulnecky asked for clarification regarding the Police statistics which had been provided. Ms. Fulnecky asked that a 5-year and a 10-year report be provided. Paul Williams, Chief of Police stated this information will be provided.

**The following bills appeared on the agenda under Second Reading Bills:**

**Carryover Fund  
Balance**

**Tabled**

Sponsor: Stephens. Council Bill 2015-324 Substitute 1. A special ordinance amending the General Fund budget of the City of Springfield, Missouri, for Fiscal Year 2015-2016, by appropriating the carryover fund balance and increasing expenses in the amount of \$3,213,570.

Councilman Hosmer moved to table Council Bill 2015-324 Substitute 1. Mr. Hosmer noted this would allow discussion of the bill in conjunction with the FY17 budget. Councilman Schilling seconded the motion and it was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, and Hosmer. Nays: Stephens. Absent: Ferguson. Abstain: None.

**Rezoning 608, 614, and  
618 W Mt. Vernon**

Sponsor: Schilling. Council Bill 2016-034. A general ordinance amending the Springfield Land Development Code, Section 36-306, Zoning Maps, by rezoning approximately 0.81 acres of property, generally located at 608, 614, and 618 West Mount Vernon Street, from R-SF, Single-Family Residential District, to R-LD, Low-Density Multi-Family Residential District; establishing Conditional Overlay District No. 103; and adopting an updated Official Zoning Map. (Staff, and

Planning and Zoning Commission recommend approval.) (By: Mount Vernon 608, LLC; 608, 614 and 618 West Mount Vernon Street; Z-39-2015 & Conditional Overlay District No. 103.)

Councilman Fishel moved to amend Council Bill No. 2016-034 by adding the following conditions to Attachment 3, Conditional Overlay District Provisions, by striking existing paragraph 1. Use Limitations (a) and inserting in lieu thereof the following language: 1. Use Limitations. a. The maximum density for the subject property shall be limited to no more than 4 duplex buildings on the combined tract, for a maximum of eight dwelling units. and adding a new paragraph c. which shall provide: c. Construction of new structures shall be in general conformity with the character of many of the homes in the neighborhood and shall include front porches, gable roofs, traditional double hung windows, lap siding and appropriate trim. The final design shall be reviewed by ARC to confirm compliance with these provisions." Mayor Pro Tem McClure seconded the motion and it was discussed.

Councilman Fishel expressed his belief these amendments are necessary to lower the density and help with the appearance of the proposed. Councilman Hosmer asked for clarification of the amendment. Mary Lilly Smith, Director of Planning and Development noted the proposed amendment will clarify the actual number of units allowed on the lot.

Councilman Hosmer asked if a copy of the proposed motion had been provided to Councilmembers. Ms. Smith answered in the negative, however; noted that the applicant had provided a letter requesting these amendments to City Councilmembers. Mr. Hosmer expressed his concern about being asked to react to a motion without being able to review the motion in advance to determine the impact it would potentially have on the proposed. Mr. Fishel noted the proposed amendment would require the final designs to be reviewed by the Administrative Review Committee (ARC).

Councilman Schilling asked for clarification of the number of beds or the number of people that would be allowed. Ms. Smith noted the City does not regulate the number of beds or people, but only regulates the number of units. Mr. Schilling asked if there was an ordinance pertaining to a limitation on the number of unrelated individuals in a unit. Ms. Smith noted the ordinance limits the number to 3 unrelated individuals in a unit. Mr. Schilling noted based on this there could potentially be 24 unrelated individuals living in these units. He added he believes this number could lead to problems with parking and congestion. Mr. Schilling expressed his belief the proposed would lead to unreasonable density. Ms. Smith noted the applicant would be required to comply with the City's parking requirements for duplexes.

Councilwoman Fulnecky asked for clarification regarding the proposed amendment. Ms. Smith noted this was originally a request from the developer which was received by Council on April 7, 2016.

Council Burnett asked if adequate parking would be required. Ms. Smith responded the applicant would be required to provide parking in compliance with the Zoning Ordinance.

With no further discussion the motion was approved by the following vote: Ayes: Fulnecky, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: Schilling. Absent: Ferguson. Abstain: None.

Councilman Schilling moved to amend council bill 2016-034 by removing the property described as 618 West Mt. Vernon from the property proposed to be rezoned. Mayor Pro Tem McClure seconded the motion and it was discussed.

Councilman Schilling expressed his belief the property at 618 West Mt. Vernon should remain single family. He added if this property was included it would be "spot zoning" and he did not feel it was consistent with the surrounding area. He added he would like to see the amount of rental properties in the area limited.

With no further discussion the motion was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fisk, and Hosmer. Nays: Fishel, McClure, and Stephens. Absent: Ferguson. Abstain: None.

Mary Lilly Smith noted notice has been provided and there were individuals in the audience prepared to speak to the proposed amendments.

A public hearing was announced on the amendments to Council Bill 2016-034.

Geoffrey Bulter, the applicant's representative, spoke in favor of the amendments. Mr. Butler noted the amendments were requested to help clarify the actual number of units allowed in the proposed. He noted this amendment would allow 2 additional duplex units. Additionally, he added this amendment would bring the property into conformity with the character of the neighborhood. Mr. Butler expressed his belief adequate parking would be available for the units behind the units and not on the street.

Councilwoman Fulnecky asked if there had been any neighborhood meetings held to address concerns the neighbors might have. Mr. Butler answered in the negative. He noted the meetings that had been held were not productive.

Councilman Fishel asked for clarification on the lot size and the possibility of the lot being divided. Mr. Butler noted subdividing the lot was not an option.

Mr. Butler also expressed his belief the applicant was not interested in removing the property located at 618 West Mt. Vernon.

Pat Neff spoke in opposition to the amendments expressing her belief the neighborhood would like to maintain single family dwellings in the area. Ms. Neff also expressed her concerns regarding parking, the fence, and the actions being taken not being in compliance with code.

Dixie Decker, the applicant spoke in support of the amendments. She noted the amendment was being made in an effort to clarify the intended use. She discussed the process used in renting these properties and the availability of parking.

Councilwoman Fulnecky asked for clarification of the number of units. Ms. Decker stated there were two buildings with 4 units. Ms. Fulnecky asked for clarification of the parking available for the units. Ms. Decker stated more

parking than required would be available.

Brandy Roberts spoke against the amendments. Ms. Roberts expressed her concern the lot was too narrow for two duplexes. She expressed her belief City codes were not followed in the demolition of the structure located at 618 West Mt. Vernon.

Councilwoman Fulnecky asked for clarification of “stepdown zoning” and how it was determined. Mary Lilly Smithy, Director of Planning and Development noted the Land Use Plan is used to make a determination of the appropriate density.

With no further appearances, the public hearing was continued until the May 31<sup>st</sup> City Council Meeting.

#### **Alcoholic Beverages at Special Events**

Sponsor: Fisk, Ferguson, Burnett, & McClure. Amended Council Bill 2016-091. A general ordinance amending the Springfield City Code, Chapter 10, Alcoholic Beverages, Section 10-62 Exception for general merchandise stores, restaurants, and exempt organizations, to increase and expand the area for certain permitted events; Chapter 78, Offenses and Miscellaneous Provisions, Section 78-4 Possession, sale or consumption of alcoholic beverages in public place, to add exemptions for certain permitted events; amending Chapter 106, Traffic and Vehicles, Section 106-50 Use of right-of-way during Artsfest; and including a sunset provision for December 31, 2016.

Council Bill 2016-091. General Ordinance 6275 was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: None. Absent: Ferguson. Abstain: None.

#### **RESOLUTIONS.**

##### **The following bills appeared on the agenda under Emergency Bills:**

#### **Central Street/Pythian Street Phase 1 Corridor Improvements**

Sponsor: Hosmer. Council Bill 2016-092. A special ordinance approving the plans and specifications for the Central Street/Pythian Street Phase 1 Corridor Improvements Project, Plan No. 2015PW0076WT, accepting the bid of Hartman and Company, Inc. for that project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder; and declaring an emergency.

Dan Smith. Director of Public Works provided a brief overview of the proposed. Mr. Smith stated the proposed was the result of collaboration with Ozarks Technical Community College. Mr. Smith noted the reason the proposed is being presented as an emergency is to allow for the work to be accomplished during the summer when classes are not in session.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was closed.

Mayor Stephens thanked Ozarks Technical Community College and the staff from the Public Works Department for their work on this project.

Council Bill 2016-092. Special Ordinance 26726 was approved by the following

vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: None. Absent: Ferguson. Abstain: None.

## **PUBLIC IMPROVEMENTS.**

## **GRANTS.**

## **AMENDED BILLS.**

### **The following bills appeared on the agenda under Council Bills for Public Hearing:**

#### **Rezoning 6323 and 6327 South Creeksedge Court**

Sponsor: McClure. Council Bill 2016-093. A general ordinance amending the Springfield Land Development Code, Section 36-306, Zoning Maps, by rezoning approximately 0.45 acres of property, generally located at 6323 and 6327 South Creeksedge Court, from a Planned Development 209 to a R-SF, Residential Single-family District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Dogwood Ventures, LLC; 6323 & 6327 South Creeksedge Court; Z-3-2016.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She stated the request is to rezone two lots in the Millwood Subdivision from Planned Development 209 to Residential Single-family zoning. This designation would allow for the development of a single family detached dwelling on each lot. Ms. Smith noted the Growth Management and Land Use Plan identifies the area as appropriate for Low-Density housing and the zoning is appropriate for that land use.

A public hearing was announced on Council Bill 2016-093.

Amanda Kutter, the applicant made herself available for questions.

With no further appearances, the public hearing was closed.

#### **Rezoning 3026-3156 North Oakland Avenue**

Sponsor: Fulnecky. Council Bill 2016-094. A general ordinance amending the Springfield Land Development Code, Section 36-306, Zoning Maps, by rezoning approximately 3.74 acres of property, generally located at 3026-3156 North Oakland Avenue, from an R-LD, Low-Density Multi-Family Residential District to an R-SF, Single-Family Residential District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Spring Meadow Estates, LTD; 3026-3156 N. Oakland Ave.; Z-5-2016.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She stated the request is to allow Single-family zoning between the Lowe's Commercial Development and the Residential Single-family neighborhood. Ms. Smith noted this designation would be consistent with the rest of the development.

A public hearing was announced on Council Bill 2016-093. With no appearances, the public hearing was closed.

**Rezoning 500 block of  
South Barnes Avenue**

Sponsor: Fishel. Council Bill 2016-095. A general ordinance amending the Springfield Land Development Code, Section 36-306, Zoning Maps, by rezoning approximately 2.6 acres of property, generally located in the 500 block of South Barnes Avenue, from an HM, Heavy Manufacturing with Conditional Overlay District No. 34, to an HM, Heavy Manufacturing with a Conditional Overlay District No. 106; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: O'Reilly Automotive Stores, Inc.; 500 block of South Barnes Avenue; Z-6-2016 Conditional Overlay District No. 106.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. This rezoning would allow the expansion of the O'Reilly Corporate Headquarters. Ms. Smith noted the Growth Management and Land Use Plan identifies the area as appropriate for general industry, transportation and utilities land use.

Councilman Fishel asked if the flooding issues in the area had been addressed. Dan Smith, Director of Public Works stated he will provide information to City Council pertaining to this concern.

A public hearing was announced on Council Bill 2016-095. With no appearances, the public hearing was closed.

**Conditional Use Permit  
No. 417**

Sponsor: Ferguson. Council Bill 2016-096. A special ordinance Authorizing the issuance of Conditional Use Permit No. 417 to allow a self-service storage facility within a GR, General Retail District, generally located at 506 West Edgewood Street. (Staff and Planning and Zoning Commission recommend approval.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. Ms. Smith noted the Growth Management and Land Use Plan identifies the area as appropriate for medium intensity retail, office or housing. She added through the condition use permit process a self-storage facility would be permitted if it is developed in general conformance with the site plan.

A public hearing was announced on Council Bill 2016-096.

Rick Wilson, representative for the applicant spoke in support of the proposed. Mr. Wilson expressed his belief the proposed will not create traffic issues and is the best use for a difficult lot to develop.

Councilwoman Fulnecky asked if a fence would be added. Mr. Wilson answered in the affirmative. Ms. Fulnecky asked if proposed had been discussed with the neighbors. Mr. Wilson answered in the affirmative and noted the neighbors were in support and had provided letters of endorsement.

Councilman Schilling asked how many units would be built. Mr. Wilson noted at this point the number of units has not been determined, however; he anticipates between 18 and 22. In response to another question from Mr. Schilling regarding the potential traffic generated by the proposed, Mr. Wilson expressed his belief the proposed would generate very low traffic.

With no further appearances, the public hearing was closed.

**Conditional Use Permit  
No. 421**

Sponsor: Burnett. Council Bill 2016-097. A special ordinance authorizing the issuance of Conditional Use Permit No. 421 to allow a reduction of the front yard setback along Elm Street within an R-HD, High-Density Multi-Family residential District and UN, University Combining Overlay District, generally located at 1141 East Elm Street. (Staff and Planning and Zoning Commission recommend approval.)

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She stated the request is for a conditional use permit to allow a reduction in front yard setback along Elm Street. Ms. Smith noted the balcony infringes on the setback requirement and was not addressed when the City issued the permit.

A public hearing was announced on Council Bill 2016-097. With no appearances, the public hearing was closed.

**Approving the  
mapping of the East  
West Arterial**

Sponsor: Fisk. Council Bill 2016-098. A special ordinance approving the mapping of the East West Arterial, generally located between US Highway 65 and Riverbluff Boulevard to Kissick Avenue, pursuant to Section 11.10 of the City Charter of the City of Springfield, Missouri, in order to preserve right-of-way for future public street improvements. (Planning and Zoning Commission recommend approval. Staff request that this item be remanded to Planning and Zoning Commission to consider a review of the mapping if the road is not constructed in five years and to clarify that the mapping only pertains to right-of-way segments within the existing Springfield city limits.)

Mayor Pro Tem McClure moved to remand Council Bill 2016-098 to the Planning and Zoning Commission related to the mapping of the east west arterial asking the Commission to consider including a review of the mapping if the road is not constructed in five years, and to clarify that the mapping only pertains to right-of-way segments located within the existing Springfield City Limits, and also authorizing the Planning and Zoning Commission to reopen its public hearing on this matter to take Public Comment on these issues. Councilman Burnett seconded the motion and it was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: None. Absent: Ferguson. Abstain: None.

**The following bills appeared on the agenda under First Reading Bills:**

**Special Obligation  
Refunding Bonds,  
Series 2016**

Sponsor: Hosmer. Council Bill 2016-099. A special ordinance authorizing and directing the issuance, sale and delivery by the City of Springfield, Missouri, of Special Obligation Refunding Bonds, Series 2016, in one or more series in an aggregate principal amount not to exceed \$29,000,000 for the purpose of providing funds to refund the Series 2002 Refunded Bonds, the Series 2005A Refunded Bonds, the Series 2005B Refunded Bonds, the Series 2006 Refunded Bonds, and the Series 2007 Refunded Bonds (as defined below); authorizing and approving certain documents in connection with the issuance of the Bonds; authorizing certain other documents and actions in connection therewith; and declaring an emergency.

Mary Mannix Decker, Director of Finance provided a brief overview of the



proposed. The City periodically reviews the City's outstanding debt to determine if it can be refinanced at a lower interest rate. The City has a policy that dictates when the bonds can be refinanced and the interest rate savings must be equal to 5 percent of the principal outstanding balance of the debt. Ms. Mannix Decker noted the savings on the proposed bonds on average is over 10 percent.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was closed.

**Amend Chapter 74**

Sponsor: Burnett. Council Bill 2016-100. A general ordinance amending the Springfield City Code, Chapter 74, Nuisance and Housing Code, Article II – Enforcement, Section 74-38(b)(2) - Cost, assessments, and nuisance-abatement lien, to add subparagraph “c,” providing that a special-tax bill shall be prima facie evidence of the validity of the bill, the doing of the work stated in the bill, and the liability of the property and the owner for the charges stated in the bill; including a savings and severability clause.

Chris Straw, Director of Building Development Services provided a brief overview of the proposed. Mr. Straw stated this will clarify the language of the code and is in compliance with State law.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was closed.

**The following individual appeared on the agenda under Petitions, Remonstrances, and Communications:**

**Did Not Appear**

Mr. Ken Duncan wishes to address City Council

**Appeared**

Danny Henderson thanked City Council for consideration of his song for the city of Springfield.

**The following items appeared on the agenda under New Business:**

**Recommended**

The City Manager recommends the following appointment to the Board of Adjustment: Bryan Fisher with term to expire January 2, 2021.

**UNFINISHED BUSINESS.**

**MISCELLANEOUS.**

**The following bills appeared on the agenda under Consent Agenda First Reading Bills:**

**Preliminary Plat of Battlefield Business Center No. 12**

Sponsor: Fishel. Council Bill 2016-101. A special ordinance authorizing the Director of Planning and Development to accept the dedication of the public streets and easements to the City of Springfield, Missouri, as shown on the Preliminary Plat of Battlefield Business Center No. 12, generally located at 2000-2100 block of West Sunset Street, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with the terms of this ordinance. (Staff recommends that City Council accept the public streets and easements.)

**Preliminary Plat of  
South Creek Crossing**

Sponsor: Fishel. Council Bill 2016-102. A special ordinance authorizing the Director of Planning and Development to accept the dedication of the public streets and easements to the City of Springfield, Missouri, as shown on the Preliminary Plat of South Creek Crossing, generally located at 2620 South Campbell Avenue, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with the terms of this ordinance. (Staff recommends that City Council accept the public streets and easements.)

**Preliminary Plat of  
Western Meadows**

Sponsor: Ferguson. Council Bill 2016-103. A special ordinance authorizing the Director of Planning and Development to accept the dedication of the public streets and easements to the City of Springfield, Missouri, as shown on the Preliminary Plat of Western Meadows, generally located at 800 block of South Waco and Miller Avenues, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with the terms of this ordinance. (Staff recommends that City Council accept the public streets and easements.)

**The following bills appeared on the agenda under Consent Agenda One  
Reading Bills:**

**Liquor license for  
Black Sheep @  
Chesterfield Village  
LLC**

Sponsor: Schilling. Council Bill 2016-104. A resolution granting a new liquor license that includes Sunday sales to Black Sheep @ Chesterfield Village LLC doing business as Black Sheep, located at 2160 West Chesterfield Boulevard, Suite F101, Springfield, Missouri, such license to include a 17.5 foot by 31.5 foot patio.

Council Bill 2016-104. Resolution 10266 was approved by the following vote:  
Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens.  
Nays: None. Absent: Ferguson. Abstain: None.

**Accept the grant of a  
License Plate Reader**

Sponsor: Fisk. Council Bill 2016-105. A special ordinance authorizing the City Manager, or his designee, to enter into an agreement with the Missouri Police Chiefs Charitable Foundation to accept the grant of a License Plate Reader, including installation and hardware, valued at \$15,435; and declaring an emergency.

Council Bill 2016-105. Special Ordinance 26727 was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: None. Absent: Ferguson. Abstain: None.

**The following bills appeared on the agenda under Consent Agenda  
Second Reading Bills:**

**Texas A & M  
Engineering Extension  
Service (TEEX)  
Contract**

Sponsor: Fisk. Council Bill 2016-084. A special ordinance authorizing the City Manager, or his designee, to enter into a contract with Texas A & M Engineering Extension Service (TEEX) to teach a course for the Springfield Police Department.

Council Bill 2016-084. Special Ordinance 26728 was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: None. Absent: Ferguson. Abstain: None.

**Springfield Community  
Gardens onto City-  
Owned Property**

Sponsor: Fulnecky. Council Bill 2016-086. A special ordinance authorizing the City Manager, or his designee, to grant a license to Springfield Community Gardens ("SCG") and its invitees allowing them to enter onto City-owned property, specifically, Fire Station No. 8 located at 1405 South Scenic Avenue, for the purpose of creating, cultivating and maintaining a community garden.

Council Bill 2016-086. Special Ordinance 26729 was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: None. Absent: Ferguson. Abstain: None.

**Confirm Municipal Court  
Judges**

City Council Confirmed the following reappointments for Substitute Municipal Court Judges: Chantel Alberhasky, Dennis Budd, Gregory Dorshorst, and Aaron Jones with terms to expire June 30, 2017.

**Adjourn to Closed  
Session**

Mayor Pro Tem McClure moved to hold a closed meeting to discuss legal actions, causes of action, litigation, privileged and confidential communications, pursuant to Section 610.0221 (1), RSMo. 2014 and this meeting, record, and vote be closed and the City Council shall stand adjourned at the end of the closed session.

Councilman Fishel seconded the motion and it was approved by the following vote: Ayes: Fulnecky, Schilling, Burnett, Fishel, McClure, Fisk, Hosmer and Stephens. Nays: None. Absent: Ferguson. Abstain: None.

With no further business to come before Council, the meeting adjourned at approximately 7:48 p.m.

Anita J. Cotter, CMC/MRCC  
City Clerk